FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Jul 10, 2024

SEAN F. McAVOY, CLERK

1

2

3

4   UNITED STATES DISTRICT COURT
           EASTERN DISTRICT OF WASHINGTON

5

6   LILIANA G.,[1]   No.   1:24-CV-03010

7   Plaintiff,

8   v.   **ORDER GRANTING THE PARTIES'
                                                 STIPULATED MOTION FOR
9   MARTIN O'MALLEY, Commissioner of   REMAND PURSUANT TO
    Social Security,   SENTENCE FOUR OF 42 U.S.C.
10   § 405(g)**

11   Defendant.

12   The parties agree that the matter should be reversed and remanded to the

13 Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g)

14 for further administrative proceedings. The parties also agree that Plaintiff is

15 entitled to reasonable attorney fees and costs under the Equal Access to Justice

16 Act, 28 U.S.C. § 2412(d), upon proper request to the Court.

17   Consistent with the parties' agreement, **IT IS HEREBY ORDERED:**

18   1.   The parties' Stipulated Motion to Remand, **ECF No. 13**, is

19   **GRANTED.**

20

21

22 [1] For privacy reasons, the Court refers to every social security plaintiff by first

23 name and last initial or by "Plaintiff." *See* LCivR 5.2(c).

ORDER - 1

2.   This matter is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council is to instruct the ALJ to: offer Plaintiff the opportunity for a new hearing; further consider whether Plaintiff's impairments meet Listing 1.21; further consider the nature and severity of the claimant's lymphoma; further consider the medical source opinions and prior administrative medical findings; take any further action needed to complete the administrative record; and issue a new decision.

3.   The Clerk's Office shall **TERM** the hearing and Plaintiff's brief, **ECF No. 8**, enter **JUDGMENT** in favor of Plaintiff, and **CLOSE** the case.

IT IS SO ORDERED. The Clerk's Office is directed to enter this Order and provide copies to all counsel.

DATED this 10th day of July 2024.

Edward F. Shea
_____
EDWARD F. SHEA
Senior United States District Judge

ORDER - 2